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COMPLIANCE EVALUATION INSPECTION (CEI)
GETTY TERMINALS CORPORATION
NEWARK, NEW JERSEY
WORK ASSIGNMENT R02035

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#### 1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporter, generator, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEI) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Getty Terminals Corporation (Getty) facility in Newark, New Jersey. Aaron Frantz of CDM Federal visited Getty on September 23, 1993 to conduct the CEI. The information within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report and the New Jersey Hazardous Waste Inspection Report. These documents were used as a basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

#### 2.0 SITE BACKGROUND

#### 2.1 FACILITY DESCRIPTION AND OPERATIONS

The Getty facility is located at 86 Doremus Avenue in Newark, New Jersey and operates as a petroleum fuel terminal. The facility receives petroleum product by barge and stores it in 11 above ground storage tanks for future distribution. Four tanks have a capacity of 5000 barrels, four have a capacity of 21,000 barrels, and three tanks have a capacity of 54,000 barrels. The facility handles gasoline, #2 fuel oil, sulfur diesel, ethanol, and raffinate.

The inspection consisted of meeting the facility representative to obtain a description of the site operations, conducting a facility tour and reviewing facility documents. Facility representative Cliff Wesner was present during the inspection.

The EPA Identification number (ID#) of Getty is NJD049850910. However, the EPA ID# that was provided to CDM Federal by the U.S. EPA for the Getty facility is NJD144446572. Mr. Wesner reviewed the current paperwork maintained by the Getty facility and could not determine the origin of the EPA ID# that was identified by the U.S. EPA.

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#### 2.2 HAZARDOUS WASTE GENERATION

The Getty facility is a large quantity generator and generates hazardous waste from cleaning the petroleum above ground storage tanks and the oil water separator, skimming oil from the separator, and collecting booms, rags and adsorbent from spills.

#### 3.0 ON-SITE OBSERVATIONS

#### 3.1 <u>IDENTIFICATION OF HAZARDOUS WASTES</u>

The Getty facility maintains a hazardous waste storage area on the west side of Doremus Avenue. The area is bermed and paved with asphalt. Eight 55 gallon steel drums containing waste oil/booms/adsorbent from spill cleanup and waste oil/water from the oil/water separator.

The drums were labeled with the words "hazardous waste". The waste types and the accumulation start dates were handwritten on the drums. Due to weathering, the accumulation dates were illegible. It appeared that the drums were labeled with dates of 10/92 and 11/92.

On September 29, 1993 Mr. Wesner was contacted by telephone. It was realized by the inspector that similar wastes as observed in the storage area were shipped offsite for disposal during 1993. Therefore, it was concluded that the dates may have been misread, since shipping the waste with a 1993 shipment would have been feasible.

During the telephone conversation Mr. Wesner stated that the labels were misread. The drums had been in storage for approximately four months and would be disposed of in the near future. The exact accumulation start dates were not obtained.

#### 3.2 EXAMINATION OF PAPERWORK

All manifesting and notification requirements were complete. Based on the 1992 Annual Report, the facility used the following TSD facilities to dispose of the hazardous waste:

- Remtech, Camden NJ
- Lancaster Oil, Lancaster PA
- Chemical Pollution Control, Inc., Bayshore, NY
- United Oil Recovery, Inc., Meridan, CT
- Hitchcock Gas Engine, Bridgeport, CT, and
- Land Oil Service, Aberdeen, NJ.

Regarding contingency plans, the facility maintains a Spill Prevention, Control and Countermeasures (SPCC) plan. Also, on February 1, 1993 the facility submitted a Discharge



Prevention, Containment and Countermeasure (DPCC) plan to the appropriate agencies for review. Comments on the DPCC plan have not been received by the facility.

The SPCC and DPCC plans were reviewed during the inspection. No discussion on hazardous waste management practices were identified in the plans.

Regarding training operations, the facility representative stated that formal and on-the-job training was conducted for hazardous waste management. However, no annual review of the training has occurred. Additionally, no records are maintained that would document the training activities.

#### 4.0 CONCLUSIONS

Based on the observations made during this inspection, several potential violations were identified concerning the facility's hazardous waste management practices. The potential violations are listed below.

- The facility maintains an SPCC plan and has submitted a DPCC plan on February 1, 1993 for review by the appropriate agencies. It appears neither plan was amended to incorporate hazardous waste management procedures. This is in violation of NJAC, Title 7, Chapter 26, Section 9.7(d).
- Facility personnel do not take part in annual reviews of training. This is in violation of New Jersey Administrative Code (NJAC), Title 7, Chapter 26, Subchapter 26, Section 9.4(g)5.
- Training records listing job title, job description, training type (hazardous waste and related to hazardous waste), are not maintained at the facility. This is in violation of NJAC, Title 7, Chapter 26, Sections 9.4(g)6i, ii, iii, iv, (g)7, and (g)8.
- The waste oil observed in the hazardous waste storage area was labeled with the words "Hazardous Waste". Since the drums contained waste oil and/or materials contaminated with waste oil, and no other non-waste oil hazardous wastes were in storage, then it appears container, labeling, and accumulation time requirements are not applicable.

However, Mr. Wesner stated that the wastes would be tested by the disposal company, and the waste type may change if the analytical results do not match the profile provided by Getty. If the waste is determined to be a hazardous waste, the illegible accumulation dates are in violation of NJAC, Title 7, Chapter 26, Section 9.3(a)3.



Additionally, if the wastes are a non-waste oil hazardous waste, then the accumulation time of approximately four months (as reported by Mr. Wesner, due to illegible accumulation dates) is in violation of NJAC, Title 7, Chapter 26, Section 9.3(a)1.

No additional violations or areas of concern were identified during the inspection.

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# COMPLIANCE EVALUATION INSPECTION (CEI) GETTY PETROLEUM CORPORATION NEWARK, NEW JERSEY WORK ASSIGNMENT R02035

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#### 1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporter, generator, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEI) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Getty Petroleum Corporation, Newark, New Jersey. Aaron Frantz of CDM Federal visited Getty Petroleum Corporation on September 24, 1993 to conduct the CEI. The information within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report and the New Jersey Hazardous Waste Inspection Report. These documents were used as a basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

#### 2.0 SITE BACKGROUND

#### 2.1 FACILITY DESCRIPTION AND OPERATIONS

Aaron Frantz of CDM Federal searched for Getty on September 24, 1993. The facility was not located. Eddie's Auto Service was identified at 46 New York Avenue. Additionally, a lot measuring approximately 300 feet by 200 feet is located next to the garage. The lot contains scrub grass and a few scrub trees and is surrounded with a chain link fence.

On September 28, 1993, Getty was contacted by telephone with the number (201)-344-7860, which had been provided to CDM Federal by the U.S. EPA. The subscriber of this number is Getty Petroleum Corporation (GPC) at 86 Doremus Avenue in Newark, New Jersey. Dale Holden of GPC stated that he is "99.9% sure that a Getty-owned station is not or was not located at the provided address". He added that if a station is located at the address, it may have been privately owned and sold gasoline that was delivered by Getty. Mr. Holden stated that it would be difficult to determine if Getty delivered gasoline to that location.

Mr. Holden was not aware of the origin of the aforementioned EPA ID#.

#### 2.2 HAZARDOUS WASTE GENERATION

Not Applicable

#### 3.0 ON-SITE OBSERVATIONS

#### 3.1 <u>IDENTIFICATION OF HAZARDOUS WASTES</u>

Not Applicable

#### 3.2 EXAMINATION OF PAPERWORK

#### 4.0 CONCLUSIONS

Getty is not located at 46 New York Avenue. The subscriber to the telephone number (201)-344-7860, which is maintained by the U.S. EPA to contact Getty, is GPC on Doremus Avenue in Newark, New Jersey. The origin of the aforementioned EPA ID# was not obtained.

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#### **COMPLIANCE EVALUATION INSPECTION (CEI)**

POWER TEST CORPORATION

**NEWARK, NEW JERSEY** 

**WORK ASSIGNMENT R02035** 



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#### 1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporters, generators, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEIs) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Power Test Corporation in Newark, New Jersey. Mark Greany of CDM Federal visited Power Test Corporation on November 1, 1993 to conduct the CEI. The information contained within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report, General Site Inspection Form, Waste Minimization Checklist, Transporters Standards Checklist, Hazardous Waste Tank System Inspection Checklist, and the RCRA Land Disposal Restrictions Checklist. These documents were used as the basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

#### 2.0 SITE BACKGROUND

#### 2.1 Facility Description And Operations

The Power Test Realty Company leases the facility located at 86 Doremus Avenue, Newark, New Jersey to the Getty Oil Company. This facility has also previously been operated by the Texaco Oil Company. The facility consists of 5 buildings and a tank farm on 10 acres. The facility is a large gasoline and diesel fuel tank farm and dispatch center. The facility maintains 11 above ground bulk storage tanks:

- three 54,000 barrel capacity tanks
- four 21,000 barrel capacity tanks
- four 5,000 barrel capacity tanks

(one barrel equals 42 gallons).

The facility also maintains seven underground storage tanks:

- one 550 gallon oil tank
- two 2,000 gallon gasoline tanks
- one 1,000 gallon gasoline tank
- two 4,000 gallon heating oil tanks
- one 1,000 gallon heating oil tank.

All tanks are registered with the appropriate state agency. (Above ground tanks registered with New Jersey Bureau of Fire Safety, Registration Number 0714-43646-001-01, annual fee for 1993 paid in full; Underground Storage tanks registered with New Jersey Department of Environmental Protection and Energy, Registration Certificate #0044750, expires 1/31/94).

051-POW.CEI 1



Gasoline and diesel fuel is received at the facility by pipeline and by barge delivery (the facility is adjacent to the Passaic River). Gasoline and diesel fuel is the dispatched to service stations by tank trucks which are filled at a loading pipe rack. The facility has approximately 50 employees and operates 24 hours-a-day, seven days per week. The average monthly throughput is 9 million gallons.

#### 2.2 Hazardous Waste Generation

According to facility representative Cliff Wesner (Assistant Terminal Manager), hazardous waste is generated at the facility from three sources: absorbent speedy dry from small spill clean up, oil from facility oil/water separator holding tank bottoms and wash water from tank maintenance.

Absorbent speedy dry from small spill clean up operations is generated at a rate of approximately three to four 55-gallon drums per year. Tank bottoms oil from the facility oil/water separator holding tank is pumped out approximately once per year. The holding tank volume is approximately 3,200 gallons. Tank bottoms (condensate, wash water and sludge) from large tank maintenance operations is generated at a rate of approximately 10,000 gallons per year.

All hazardous waste is transported by Auchter Industrial Vac Service Inc. (EPA ID#NJD980772768) for disposal at Remtech Environmental in Camden, N.J. (EPA ID #NJD980536577).

#### 3.0 ON-SITE OBSERVATIONS

#### 3.1 <u>Identification Of Hazardous Waste</u>

The facility loading pipe rack is bermed and drains to the oil/water separator in case of an accidental overfill. The oil/water separator also receives flow from all facility yard storm drains. The facility oil/water separator appeared to be in good working order at the time of this inspection. The facility oil/water separator is permitted by the New Jersey Department of Environmental Protection and Energy (permit number NJ0026034, permit expired 3/31/91 extended by NJDEPE letter responding to renewal application). The oil/water separator holding tank had recently been pumped out for disposal on October 28, 1993.

No hazardous wastes were being stored at the facility at the time of this inspection.

#### 3.2 Examination Of Paperwork

All facility tank registration certificates were reviewed at the time of this inspection. Above ground storage tanks: New Jersey Bureau of Fire Safety, Registration number 0714-43646-001-01, annual fee paid 1993; underground storage Tanks: New Jersey Department of Environmental Protection and Energy, Registration Certificate #0044750, expires 1/31/94.

The facility also maintains permits for emissions to air from the large above ground storage tanks. These permits are issued by the New Jersey Department of Environmental Protection and Energy. All permits are issued for 5 year periods and were valid at the time of this inspection. Four tanks (#3,5,8 and 11) are specifically exempt from the certificate registration requirement due to a grandfather clause.

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Facility hazardous waste manifests were reviewed at the time of this inspection. A copy was made of the most recent manifest, which covered the recent removal of liquid from the facility oil/waste separator holding tank.

#### 4.0 CONCLUSIONS

The facility appeared to be in full compliance at the time of this inspection.

051-POW.CEI . 3



EPA Form 8700-22 (Rev. 9/88) Previous editions are obsolete.

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## Department of Environmental Protection and Energy Hazardous Waste Regulation Program Manifest Section CN 028, Trenton, NJ 08625-0028

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## NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION & ENERGY

#### DIVISION OF FACILITY WIDE ENFORCEMENT

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#### GENERATOR INSPECTION REPORT

FACILITY INFORMATION
FACILITY NAME: Power Test Corporation
EPA ID NUMBER: NJD049870910 CASE NUMBER:
STREET ADDRESS: 86 Doremus Avenue
MUNICIPALITY: Newark COUNTY: Passaic
MAILING ADDRESS:
BILLING ADDRESS: Same (if different)
TELEPHONE # (201) 344-7860 PAX #
BLOCK :LOT :
FACILITY PERSONNEL; Cliff Wesner, Assist. Ferminal Mugu
INSPECTION DATE: November 1, 1993
INSPECTOR'S NAME & TITLE: Mark M. Greany
Environ mental Engineer
OTHER STATE/EPA PERSONNEL:
REPORT PREPARED BY: Mah M. Greany
REVIEWED BY: DATE OF REVIEW:

INSPECTION DATE(S): 11/1/93	PAGE 2
TIME IN: 11:00 Am  TIME OUT: 1:00 Pm	
PHOTOS TAKEN: YES ( NO ( ) QUANTITY ( ) ATTAC	CH LOG
SAMPLES TAKEN: YES () NO () HOW MANY () ATTA	
SITE BACKGROUND INFORMATION	
# EMPLOYEES: N 50 SHIFTS/WEEK: 3/day	7 days/week
DATE OPERATIONS BEGUN:SIC CODE:	
# ACRES: N () # OF BUILDINGS/SQFT: 5/	50,000 87. ft fotal
PRODUCTS PRODUCED: Tank farm dispatch facility	
for gasoline delivery by tank to	uck
PREVIOUS OPERATIONS AT SITE: Serve	
WATER SUPPLY- PUBLIC:PRIVATE WELL:	no
SOLID WASTE DISPOSAL:	
FLOOR DRAINS: NONE	
DRAINS CONNECTED TO- POTW: W SEPTIC SYSTEM	<u>no</u>
MONITORING WELLS: 48 - maintained of monitor	ed by
Texaco-previous occupant of facility	*
NON-HW. TANKS ON SITE: yet - see report	
AIR PERMITS: yes - see report (for Gaze s	torall tauls)
NJPDES PERMITS: Passaic Valley Sewerage Commission	on for Osl/ Water
OTHER PERMITS:	Separator

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INSECTION & GENERAL FACILITY DESCRIPTION & OPERATIONS
PAGE 3

#### HAZARDOUS WASTE INVENTORY

LOCATION	WASTE	DESCRIPTION	QUANTITY PRESENT
		Tank Sottom work water/sludge	none
		Speedy Dry used for spill response	none
		Oil from Oil/Water separator	none
		Mana material and	
		(Above wastes are doposed of as generated)	
		out presented)	
		No other lazardons waste gener	atron
		,	
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add additional pages as needed

#### MANIFESTS REVIEWED

Manifests	reviewed	from	1990	through _	1993
Number of	manifest	s in comp	pliance	ı:	To all
Number of	manifes	ts <u>NOT</u> in	n compl	iance:	
Total num	ber of man	nifests :	reviewe	ed:	N 10
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Attach con	pies of ma	nifests	which	have def	ciencies.
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			-34	24151000	I names as needed

#### GENERATOR INDEX

CHECK THE SECTIONS AND ACTIVITIES OF THIS REPORT WHICH ARE APPLICABLE TO THE FACILITY AND COMPLETE THOSE SECTIONS FOR THIS INSPECTION.

#### GENERATOR WASTE MANAGEMENT PRACTICES

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5.	WASTE OIL USEAGE	12.	
6.	< 90 DAY ABOVE GROUND TANKS STORAGE AREAS	13.	
7.	WASTE MANAGEMENT PRACTICES	14.	
8.	GENERATOR MANIFESTS	15.	_/
9.	EXPORTING HAZARDOUS WASTE	17.	
10.	CONTINGENCY PLAN & EMERGENCY PROCEDURES	18.	/
11.	PERSONNEL TRAINING	20.	✓
12.	PREPAREDNESS & PREVENTION	22.	/
13.	"WASTE WATER TREATMENT UNIT" QUALIFICATION	24.	

#### SECTION 1.

WASTE !	DETERMINA	TION:
---------	-----------	-------

		YES,	NO
DOES the	e facility generate "solid waste".	V,	
	e facility generate a "hazardous waste".	V	
IS THE	FACILITY CORRECTLY CLASSIFYING ITS WASTES	? V	
IF NO, C	CHECK THE ITEMS OF NON COMPLIANCE.		
8.5(a)	Generator <u>failed</u> to determine if its "solid waste" is hazardous?		
7.4(x)	Generator <u>FAILED</u> to properly classify its waste according to the "Hierarchy".		
	COMMENTS		
41.4			

#### SECTION 2.

#### GENERATOR STATUS

	YES NO
Does the generator generate/accumulate >100 kg of hazardous waste (lkg acutely) or greater than 1001 gal of listed waste oil in any calender month? (except x725 - 100 kg rule applies)	<u> </u>
If no, does the generator wish to deactivate his EPA ID. number?	NA
IS THE FACILITY IN COMPLIANCE WITH THE GENERATOR REQUIREMENTS OF THIS INSPECTION REPORT?	
IF NO, CHECK THE ITEMS OF NON COMPLIANCE.	
7.4(a)1 The Generator <u>failed to</u> have an EPA ID number.	
COMMENTS	

#### SECTION 3.

#### SATELLITE ACCUMULATION AREAS

	ACILITY IN COMPLIANCE WITH THE	YES	NO
SATELLIT	TE ACCUMULATION REGULATIONS?		
IF NO, C	CHECK THE ITEMS OF NON COMPLIANCE.		
	·		
9.3(d)1	Quantity of waste <u>EXCEEDS</u> 55 gal.or 1 qt. of acutely hazardous waste.		
9.3(d)2	Containers <u>FAIL</u> to:		
	Meet the standards of 7.2 (Container Requirements).		
	Poor or leaking container.		
	Container made of incompatable mater:	ial	
	Container not kept securely closed.		
9.3(d)3	Accumulation area is:		
	NOT at or near a point of generation	·	
	NOT under the control of the operator	r	
9.3(d)4	Containers are <u>NOT</u> marked "Hazardous waste".		
9.3(d)5	Containers NOT marked with date when filled.		
9.3(d)6	Containers were <u>NOT</u> moved from satellite area within three days.		
	COMENTS		_

#### SECTION 4.

#### GENERATOR CONTAINER STORAGE AREAS

	LITY IN COMPLIANCE WITH THE TORAGE REGULATIONS?
IF NO, CHEC	K THE ITEMS OF NON COMPLIANCE.
7.2(a)	NO manifest number on containers ready for disposal.
7.2(b)	Containers <u>FAILED</u> to meet DOT regulations. (49CFR 171,179)
9.3(a)1	Waste ACCUMULATED OVER 90 DAYS.
9.3(a)3	Containers NOT marked with accumulation start date or "Hazardous Waste".
9.4(d)1i	Containers NOT of adequate construction.
9.4(d)lii	Closures <u>NOT</u> of sufficient strength.
9.4(d)2	Containers NOT in good condition.
9.4(d)3	Containers NOT compatible with waste.
9.4(d)4i	Containers NOT kept closed.
9.4(d)4iii	Containers NOT properly handled.
9.4(d)4iv	Hazardous wastes NOT segregated.
9. 4(d)4v	ID Labels NOT visible.
9.4(d)4vi	Cleaning of empty containers does NOT take place in a designated area.
94.(d)4 <b>vi</b> i	Rinse waters NOT handled properly.
9.4(d)4 <b>vi</b> ii	Container reuse NOT in compliance with DOT regulations.
9.4(d)5	The storage area is NOT inspected.
9.4(d)6	Containers of ignitable and reactive wastes are NOT located at least 50 feet from the facility's property line.

9.6(d)	Access to communication or	PAGE	11
,	alarm system is NOT maintained.		_
9.6(e)	INADEQUATE aisle space.		_
	COMMENTS:		
		w/	
-			
			_
			_
			_
			_

#### SECTION 5

#### WASTE OIL

		YES	NO
	LITY IN COMPLIANCE WITH THE CORAGE REGULATIONS?		
IF NO, CHECK	THE ITEMS OF NON COMPLIANCE.		
The generate than 1001 ga	or ONLY generates or accumulates les	S	
	nerator <u>FAILED</u> to obtain receipts I retain them for three years.		
9.2(b)	If under ground tanks are used to store waste oil, the generator is <a href="NOT">NOT</a> a:	i	
	<ol> <li>New commercial service station waste oil tanks of &lt;1001 gal capacity*</li> </ol>		
	or does NOT:		
	<ol> <li>Use underground tanks in existence and in use for Hazardous Waste storage prior to 1/17/83.</li> </ol>		
NOTE:	If the generator generates over 10 hazardous waste and any listed was generates/stores *>1001* gal of was any given month MUST be in complicately generator requirements.	ste oil	or l in
	COMMENTS:		
, '			

#### SECTION 6.

ABOVE GROUND TANKS		
IS THE FACILITY IN COMPLIANCE WITH THE ABOVE GROUND <90 DAY STORAGE TANK REGULATIONS?	YES	NO
IF NO, CHECK THE ITEMS OF NON COMPLIANCE.		
If the generator stores hazardous waste in an abotank for <90 days, the generator FAILED to:	ve gro	und
9.3(b) Have a letter of approval?		
9.3(b)2 Have overfilling controls?		
9.3(b)3 Have secondary containment?		
9.3(b)4 Insure that 99% of the tank can be emptied?		
9.3(b)5 Empty the tank every 90 days?		
9.3(b)6 Remove all wastes from the tank(s)?		
9.3(b)8 If part of the tank is below grade, all of the tank cannot be visually inspected.	·	
9.3(b)9 The tank is <u>not</u> labeled with the words "HAZARDOUS WASTE".		
COMMENTS		

#### SECTION 7.

#### WASTE MANAGEMENT

IS THE F	ACILITY IN COMPLIANCE WITH THE WASTE NT REGULATIONS?	YES	NO ,
IF NO, C	HECK THE ITEMS OF NON COMPLIANCE.	_	
12.1(a)	Generator IS ACTING as a TSDF by:		
	1. Treating hazardous waste.		
	2. Storing hazardous waste.		
	3. Disposing of hazardous waste on site?		
9.3(a)1	Site <u>IS ACTING</u> as a generator but accumulating waste in containers or <u>approved</u> tanks for more than 90 days.	-	
9.2(a)2	Hazardous waste <u>IS</u> handeled in a manner which causes or may cause a spill.	•	
N.J.S.A.	58:10-23.11(c)		
	Discharge of a hazardous substance.		
N.J.S.A.	58:10-23.11(e)		
	Failure to report the discharge.		
IF THE FI	ACILITY IS ACTING AS A TEDF. COMPLETE THE	TSD	
	COMMENTS:		

#### SECTION 8.

#### GENERATOR MANIFESTS

	*	YES NO
IS THE FACILI	TY IN COMPLIANCE WITH THE GENERATOR ULATIONS?	$\sqrt{}$
IF NO, CHECK	THE ITEMS OF NON COMPLIANCE	
7.4(a)3	Generator <u>FAILED</u> to prepare a Hazardous Waste Manifest.	*
7.4(a)4	Each manifest <u>failed</u> to have the following information:	
7.4(a)4i	Generator's name, mailing address (site address if different), and phone number.	
7.4(a)4ii	The generator's EPA ID number.	
7.4(a)4iii	The transporter(s) name, phone number, NJ registration and decal numbers.	
7.4(a)4iv	The transporter(s) EPA ID number.	
7.4(a)4v	The name, address and phone number of the designated TSD facility.	
7.4(a)4vi	The TSDF's EPA ID number.	
7.4(a)4vii	The proper USDOT description.	
	OR	
	Complete NOS information in item 3	
7.4(a)4 <b>viii</b>	Special handling instructions.	
7.4(a)5i	The generator signature and date.	
7.4(a)5ii	Transporter's signature & date.	
7.4(a)5iii	Generator <u>FAILED</u> to retain copy and forward copies to the state of origin & state of destination.	
7.4(a)5v	Generator <u>FAILED</u> to give the remaining copies to hauler.	

		PAGE 1	16
7.4(e)2	Generator <u>FAILED</u> to use a registered Transporter.		_
7.4(e)3	Generator <u>FAILED</u> to designate an authorized TSD or reuse facility		_
7.4(e)4	Generator <u>FAILED</u> to utilize an authorized TSD.		_
7.4(f)	Generator <u>FAILED</u> to maintain the following facility records for three (3) years:		
7.4(f)l	Manifests.		_
7.4(f)2	Annual and/or exception reports		_
7.4(f)3	Generator <u>FAILED</u> to maintain records during the course of unresolved enforcement action or as requested.		_
7.4(h)l	Generator has <u>FAILED</u> to receive signed copies of all manifests.		_
7.4(h)1	Generator <u>FAILED</u> to notify the TSD or Department within 35 days.	-	
7.4(h)2	Generator <u>FAILED</u> to file exception reports within 45 days.	-	_
	COMMENTS:		
			_
			_
			_
	,		
<del></del>			

#### SECTION 9.

#### HAZARDOUS WASTES EXPORTATION

		YES	NO
IS THE F	FACILITY IN COMPLIANCE WITH THE EXPORT MENTS OF THE REGULATIONS?		
IF NO, C	CHECK THE ITEMS OF NON COMPLIANCE.		
	Generator <u>FAILED</u> to:		
7.4(b)	Notify the EPA of its intent to export	•	
	Obtain acknowledgement of consent from the receiving country.		
7.4(c)	Provide the information required in N.J.A.C. 7:26-7.4 ET. SEQ.to the EPA		
7.4(c)7	Insure that the acknowledgement is attached to each manifest.		
7.4(c)8	Deliver a copy of the Manifest to Customs at the point of departure?		
7.4(g)4	Submit an annual report to the EPA?		
	COMMENTS:		
4			

#### SECTION 10.

### CONTINGENCY PLAN AND EMERGENCY PROCEDURES

		YES	NO
IS THE FACILITY IN PLAN & EMERGENCY P	COMPLIANCE WITH THE CONTINGENCY ROCEEDURES REGULATIONS?		
IF NO, CHECK THE I	TEMS OF NON COMPLIANCE.		
9.7(a) <u>NO</u> cont	ingency plan.	7.	
9.7(b) Generat plan in	or <u>FAILED</u> to impliment the an emergency.		
actions	ILED to describe the response facility personnel and local ties shall take.		
measures with 40 Preventi	or <u>FAILED</u> to prepare a Spill ion, Control, and Counter- s (SPCC) Plan in accordance CFR 112 or 300 or a Discharge ion Containment and Counter- (DPCC) Plan in accordance with 7:1E-4.1 et seq.		
volumes	dule of regulated storage and their effective dates found in N.J.A.C. 7:1E-4.6(b).		
SPCC: Storage oil pro fuel oi	of any kind of oil and most ducts including gasoline and ls If:		
2. >1	60 gal single tank ,320 gal multiple tanks 2,000 gal underground storage.		
and FAIL	r has a DPCC or SPCC plan, ED to amend that plan to ate hazardous waste nt.		
9.7(e) Plan FAI ments ag	LS to describe arrange- reed to by local authorities		
and phone	LS to list names, addresses, a numbers (office and home) ency coordinators.		
DEME 20			

9.7(g)	Plan <u>FAILS</u> to include a list, location, AND CAPABILITIES of all emergency equipment.	PAGE 19
9.7(h)	Plan <u>FAILS</u> to describe evacuation procedures, evacuation signal(s) AND routes.	£
9.7(i)	Generator FAILED to:	
	<ol> <li>Keep a copy of the plan at the facility.</li> </ol>	
	<ol> <li>Submit the contingency plan to local authorities.</li> </ol>	
9.7(j)	Generator <u>FAILED</u> to revise the contingency plan when:	
	<ol> <li>Applicable regulations are revised.</li> </ol>	
	2. The plan fails.	
	3. The facility changes.	
	4. The Emergency Coordinator chang	es
	5. The emergency equipment changes	
9.7(k)	Emergency coordinator NOT available.	
	COMMENTS	
		<del></del>

#### SECTION 11.

#### PERSONNEL TRAINING

	TY IN COMPLIANCE WITH THE INING REGULATIONS?	YES/	NO
IF NO, CHECK	THE ITEMS OF NON COMPLIANCE.		
9.4(g)2	Training program NOT directed by a person trained in hazardous waste management procedures and, is it NOT designed to ensure that facility personnel are able to respond effectively.	,	
9.4(g)3	Program <u>FAILS</u> to include the following response procedures:		
9.4(g)3i	Use of personnel safety equipment.	_	
9.4(g)3ii	Procedures for using facility emergency and monitoring equipment	•	
9.4(g)3iii	Key parameters for automatic waste feed cut-off systems.		
9.4(g)3iv	Procedures for utilizing communications or alarm systems		
9.4(g)3v	Responds proceedures for fires explosions.		
9.4(g)3vi	Ground water contamination responds procedures.		
9.4(g)3vii	Shutdown procedures.		
9.4(g)4	Personnel		

		PAGE	21
94(9)6ii	A written job description.		_
9.4(g)6iii	Description of the training given to personnel.		
9.4(g)6iv	Documentation of actual training.		
9.4(g)7	Training records are NOT kept.		
9.4(g)8	Semi-annual drills, involving all employees and local authorities are <b>NOT</b> conducted.		
	AND,	*.	
9.4(g)8i	Generator <b>FAILED</b> to petition the Department for an exemption from the drill requirement.		
	OR		
9.4(g)8ii	Generator <u>FAILED</u> to petition the Department for an exemption excluding local officials.		
	COMMENTS		
			_
			_
			_
•			

#### SECTION 12.

#### PREPAREDNESS AND PREVENTION

	ILITY IN COMPLIANCE WITH THE SS & PREVENTION REGULATIONS?	V.	NO
IF NO, CHE	CK THE ITEMS OF NON COMPLIANCE.		
9.6(b)	Facility <u>FAILS</u> to have:		
9.6(b)1	Communications or alarm system		
9.6(b)2	A telephone or device to summon emergency assistance.		
9.6(b)3	Portable emergency equipment.		
9.6(b)4	Adequate Water supply.		
	Generator <u>FAILED</u> to test and maintain emergency equipment.		
9.6(f)	Generator <u>FAILED</u> to:		
9.6(f)1	Familiarize Police, fire depart- ments, and emergency response teams with the layout of the facility, & hazardous waste handled.		
9.6(f)2	Have an agreement designating primary emergency authority to a specific police and fire department where more than one Police and fire department are involved.		
9.6(f)3	Make agreements with emergency response contractors, and equipment supplier.		
9.6(f)4	Make arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries result from fires, explosions, or discharges at the facility.		
9.6(f)5	Make arrangements with local fire departments to inspect the facility on a regular basis with at least two (2) inspections annually.		
DFWE 29 REV 01/12/9			

#### SECTION 13.

#### WASTE WATER TREATMENT PLANT SLUDGE

		YES NO
IS THE REQUIR	FACILITY IN COMPLIANCE WITH THE WWTP EMENTS?	
IF NO,	CHECK THE ITEMS OF NON COMPLIANCE.	
Facili Miscel The ge	answer is <u>YES</u> to any of the questions listed udge drying unit is subject to Hazardous Wasty permit requirements and must be regulated laneous Unit pursuant to N.J.A.C. 7:26-10.9 merator is operating as an illegal TSDF and ED for being in violation of N.J.A.C. 7:26-12.1(A).	ste d as a
1.	"WASTE WATER TREATMENT UNIT" OUALIFICATION 7:14A-4.3	PER
regulat	ying unit is NOT part of a waste water ent facility which is subject to ion under Section 402 or Section 307(b) federal Clean Water Act.	
Note:	In order to be considered "part of" the fa the dryer need not be physically connected W.W.T. facility, but must be located at th site.	to the
The dry is gene facilit	ring unit does NOT treat a sludge which rated on site by the wastewater treatment Y.	
The slu hazardo	dge is <u>NOT</u> to be treated as a regulated us waste as defined at N.J.A.C. 7:26-8.	
The dry a "tank	ing unit does NOT meet the definition of at N.J.A.C. 7:14A-4.3.	
Note:	"Tank" means a stationary device designed contain an accumulation of hazardous wast constructed of non-earthen materials which the structural strength to totally contain waste. Dryers that are integrally equipped feed or discharge hoppers for treatment in bulk satisfy the definition of "tank". not so designed may still be considered to case-by-case bases.	e and h provide n the d with of sludge Others

#### 2. PRIMARY PURPOSE RESTRICTION

	The primary purpose of the dryer is NOT to dehydrate sludge, BUT TO destroy sludge to produce an ash residue.
	3. THERMAL INPUT LIMITATION:
	The dryer's maximum total thermal input, excluding the heating value of the sludge itself, <u>IS MORE</u> than 2,500 BTU's per pound of sludge treated on a wet-weight bases.
Note:	Total thermal input equals dryer heating capacity (converted to btu/min) multiplied by the maximum drying time divided by weight of sludge per batch.
	use the space provided below to determine the total thermal input.
	COMMENTS:
	*

#### CONFIDENTIAL - RECOMMENDATIONS

TO:	FILE	DATE	111993
FROM:	Mark M. Greany		
SUBJECT:	CEI inspecto	n	
	NJD049850910		ection date: 11/93
	COMMEN		-
	00.2.2.		
The loss	lite assessed to	Se. 1	full Compliance
at the	the state of	1108.00	full compliance
- The	Time of this	ivispe	E. 134.
		<del></del>	
		a additi	onal pages as neede

## **INSPECTOR'S MULTI-MEDIA CHECKLIST**

poor saintenance in work and andrage

Date of Inspection:	11/1/93 Thursday not on execut	NED-NYC
<del>-</del>	(12) 222-7286 Division/Branch:	
Inspector's Name:	Mark M. Greany	
Facility ID No.:	NID 049820910	1, 12
	1770-1	X_XQSXQ
	Newark, New Jerseg	da .8
Facility Address:	86 Doremus Arenae	#U .E .
Facility Name:	Power Test Corporation	24

-bevioust ad of aranges fadd fraduling to Journey even -

- Take notes describing the situation, noting the source of the

# **INSPECTORS' MULTI-MEDIA CHECKLIST**

# GENERAL VISUAL CUES OF POSSIBLE NONCOMPLIANCE WARRANTING FURTHER INQUIRY

- 1. Sloppy housekeeping or poor maintenance in work and storage areas or laboratories.
- 2. Stains or discoloration of soil, concrete, or floors in work areas.
- 3. Distressed vegetation unhealthy, discolored, or dead.
- 4. Dark smoke or dust clouds, or smoke coming from other than a smol stack.
- 5. Unusual odors or strong chemical smells.
- 6. Sheen on surface waters.

#### CHECK IT OUT!

- If you see or hear something suspicious during an inspection, check it out! Ask probing muestions:
  - What is it? Is it a waste product?
  - What process produced it?
  - Has it been tested?
  - Where do you normally dispose of it?
  - Do you have a permit for the disposal?
  - How long has the circumstance existed?
  - When did it begin?
- Pay attention to the situation.
  - Note amount of pollutant that appears to be involved.
  - Note the location.
  - Take notes describing the situation, noting the source of the pollutant and its emission point.
  - Take photographs.

#### PROGRAM-SPECIFIC OURSTIONS

Refer to program-specific questions in Attachment A appropriate for facility you are inspecting.

### REPORTING POSSIBLE MONCOMPLIANCE

Throughout this checklist, there are YES/NO questions. If you place answer in a field marked with an asterisk (\*), this means you should promptly refer the matter to the appropriate Region II program off: After you return from your inspection, immediately let your supervision that you observed possible noncompliance in another program as during your inspection. The information should then be referred to appropriate Section Chief listed on Attachment B.

#### ATTACEMENT A - POLICY-UP OURSTIONS

#### RCRA

stor	age o	cility has a RCRA permit or "interim status" as a treatment, r disposal facility (TSDF), do not complete this form but facility's EPA ID number here
Ask:		fs. A. Comm the tectify claim to generals not-
1.	A.	Has the facility determined that it generates hazardous waste? YESNO
		If NO, skip Questions 2 to 8 and go to Question 9. If YES continue:
10 61	В.	If the facility generates or transports hazardous waste, what is its EPA ID Number? NTD 0 4 9 8 50 9 10
		[If the facility cannot produce an ID Number, *REFER*.]
2.	λ.	Are there containers or tanks which hold hazardous waste? YES
		If NO, go to Question # 3. If YES, continue:
	B.	Are the containers and/or tanks clearly marked with the wormhazardous Waste," and are they marked with the accumulation start date?  YES
	c.	Do hazardous waste storage tanks have secondary containment systems (i.e., berm, vault, double wall tank)?YES
	D.	Does the facility store hazardous waste in containers or tanks for longer than 90 days? YES*
3.	Does	the facility store, treat or dispose of hazardous waste in ons, pits, piles or landfills?
4.	prec. phys	the facility treat hazardous waste by incineration, ipitation, neutralization or other means to change the ical or chemical nature of the waste?  YES*
5.	disp	the facility accept hazardous waste for treatment, storages all from off-site locations (including off-site facilities by the same company)?
6.	Does	the facility maintain copies of hazardous waste manifests
		V_123

site?

# RCRA, Continued

disc	there any indications that chemicals or wastes have been charged to the environment through improper handling, leads, dumping or other discharges?
Α.	Does the facility claim to generate non-hazardous proc wastes (i.e., excluding office paper wastes, cafeteria wastes, etc.)?
If b	NO, go to Question 10. If YES continue:
В.	What type of non-hazardous wastes does the facility hat ( <u>F.g.</u> , treatment sludges, ash, solvents, waste oils, e
c.	Very, briefly describe the process(es) that generate t wastes in Question 98.

# **UNDERGROUND STORAGE TANKS (UST)**

1.0	FILA		
As)	seemligues served grade		/
1012 502218	Does the facility have regul	lated USTs?	YESN
erubeso or / masse) son ii) nue s	[A regulated UST has more the piping, located underground; hazardous substances (as descontaining fuel oil for one requirements.]	and contains petrol	eum products or
. Desired If	YES, ask:		Je
2.	Are the USTs registered with		YESN
3.	What kind of petroleum produce contain? Gasoline to	evsel thereby	
(10 end )	Is there any evidence of US'	r leakage/spillage?	YES*
5.	When was the UST installed?	unknown	
genteres 16.92	All USTs must have leak det schedule:	ection according to	the following
	Installation Date	Leak Detection By	December of
viso Loof is	Before 1965 or unknown 1965 - 1969 1970 - 1974 1975 - 1979 1980 - Dec. 1988	1989 1990 1991 1992 1993	
And Aut pop	All USTs installed aft equipped with leak det		st currently be
	Leak detection systems vapor), automatic tank monitoring, manual tank tank tightness testing	gauging system, into k gauging or invento	terstitial
7.	Is some form of leak detect (based on above schedule) to	ion in use for every to have it?	V UST required YES
to banagey	Are required records availaregistration and leak detection	ble on-site (e.g., ction)?	documentingYES

### AIR Stationary Source Compliance

Stationary Source Compliance
th sun <u>BEHIND</u> you, observe: Is opaque smoke being emitted from smokestack, vent or opening? YES*
Opaque smoke" is smoke <u>not steam</u> dark enough to obscure ything behind the plume for five minutes or more. (Steam ssipates at a given point; smoke trails off.) The sun (if no scured by clouds) should be in a 140° arc behind the observer ease note whether sun was obscured; if sun was not obscured, te the relative positions of the sun, the observer and the ission point observed.]
YZS, ask:
Which process or process line is smoke coming from? (Try to be specific, e.g., "Boiler No. 4" or "Coating Line C").
What is the cause of the smoke emission? E.g
i. Is any air pollution control equipment out of service turned off while production is ongoing?YES
ii. If YES: When will it be back on line?
iii. Is the facility operating under an unusual load, us different fuels, or process feed materials?YES _
Note color of smoke:
Has the facility added any processes or expanded any pre- existing processes in the last two years?YESYES
If YES: Did the facility obtain any state or federal air pollution permits for the expansion?YES
Does the facility have any coating or printing operations?
If YES:
ii. Are the coatings or inks used:water-based orsolvent-based?
i. If solvent based, are all process lines controlled are coating formulations in use which comply with applicable limits?YES
iii. What are the principal solvents or chemical compounts of in process lines?  (Ask for copies of MSDS, if available.)

		<u> </u>
	5.	Observe: Are there strong solvent odors at the facility?YES*NO
	7.	Does the facility emit any of the following pollutants: mercury, beryllium, lead or asbestos? YES*NO
	8.	A. Does the facility emit, or use in its processes, vinyl chloride or benzene?YES*NO
		B. If YES:
**		i. From which process lines?.
		ii. Does the facility check for leaks on such process equipment?YESN
	9.	A. Has the facility undergone any renovations or demolitions during the last 18 months which involved the removal or disturbance of asbestos-containing materials? YES YES
	visodna	If YES:
SU a h	riidagi ma toma	B. Approximately how many square feet or linear feet of asbestos-containing materials were removed?
		C. If the amount exceeded 260 linear feet, or 160 square feet exergent to Air program office; and Ask: was EPA notified or removal?  YES
		• • • introduction . 8
	A.	RADIATION
	Ask:	- Chamistriam line bon masis chamqirpa al .c
	1.	Are any radioactive materials used or stored at this facility?
	2.	If YES, does the facility have a state or federal radiation license?

license?

#### WATER

# NATIONAL POLLUTANT DISCHARGE BLININATION SYSTEM (NPDES) And PRE-TREATMENT/UNDERGROUND INJECTION CONTROL (UIC)

6.	Ask: Is the effluent currently in compliance we established in the permit, or the terms of an animal compliance order?	ith the limiterate YES	mita ive
	c. Are there any unusual odors?	YES*	V_
	b. Is equipment clean and well maintained?	YES	.7
	a. Is the effluent from the wastewater treatment facilities clear and free of solids?	YES	_
5.	Opserve:		
4.	Does the facility treat wastewater prior to discontinuous of water Separato	charge? YES	_
3.	An NPDES permit is required for discharge to a war pretreatment permit is usually issued by the murauthorizing the discharge to a sanitary sewer sypermit is required for subsurface disposal. Does the facility have a permit for each discharge?	stem; and	
	As applicable, ascertain the name of the stream	or sewer sy	ste
	<ul> <li>subsurface disposal system (septic system, drywell or cesspool)?</li> </ul>	YES	_
	<ul> <li>municipal sewer (sanitary or storm) system?</li> </ul>	YES	
*	· receiving stream?	YES	<u>,</u>
2.	If yes: Does the facility discharge wastewater	into a	
1.	from its manufacturing processes, wash water or o wastes)?	ther indust	rial VN

#### NPDES and UIC. Continued

7. Observe/Ask:

(1	Ra. How are waste fluids disposed of?
·	b. Does the facility have floor or storm drains? VESNO
	If YES: O yes prompted available and execution
	Is there fluid in the drains? Is there evidence (staining, etc.) of fluid entering drains? Are storm drains situated that they could receive spills from truck loading accidents etc?
MSS) notamin je bastizar	c. Does the facility operator indicate, or is there any evider that any wastewater, or wastes/spills go into drains?  YES*
	M 2. A. Her the facility had a release of an information of a continuous to dispersion of a cont
Marine Day	PUBLIC WATER SUPPLY
i amogaa , i	Observe/Ask: Does the facility have its own water supply (i.e. well)?
2.	If YES: Does the facility provide potable water for 25 or more persons?
3.	If YES: Is the facility sampling and analyzing for contaminant in its water supply and reporting the results to the state? YES
	(if facility cannot identify to whom notification was writed to not single modification was writed to not sould not to not not
	3. A. Does the facility have on size theris! tell tell and (NATE) for all hazardone chamicals used as toward countries and Standard?

supervised to exact and lacul americany planning a Crottel

# EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT (EPCR

# EMERGENCY PLANNING and COMMUNITY RIGHT TO KNOW

•	-	-	
_	=		

- 1. A. Does the facility have present any of the 360 "Extremely Hazardous Substances" in excess of established threshold planning quantities?

  YES YES
  - [Threshold planning quantities are established by regulativary by chemical, and range from 1 lb. to 5000 lbs.]
  - B. If YES: Was the State Emergency Response Commission (SER and Local Emergency Planning Committee (LEPC) notified of their presence for local planning purposes? \_\_\_YES \_\_\_1
- 2. A. Has the facility had a release of an Extremely Hazardous Substance or a CERCLA hazardous substance in excess of the Superfund reportable quantity?

  YES\*

[Reportable quantities vary by substance, ranging from 1 to 5000 lbs. For the purpose of this checklist, assume 1

- B. If YES: Was notification of the release provided?

  YES
- C. If YES:
  - i. To whom was the notification given?
  - ii. Was notification oral or written?
  - iii. If oral, was a written, follow-up report submitted:

[If facility cannot identify to whom notification was given cannot specify whether notification was written or oral, is not certain whether oral notification was followed by written follow-up report, \*REFER\*.]

- 3. A. Does the facility have on site Material Safety Data Shee (MSDS) for all hazardous chemicals used, as required und OSHA's Hazard Communication Standard?
  - If any hazardous chemicals are present in excess of 10,0 lbs., or Extremely Hazardous Substances are present in e of the threshold planning quantities, have the MSDS (or list of MSDS), along with chemical inventory forms, been submitted to state and local emergency planning authorit and the local fire department?

    YES

#### EPCRA, Continued

#### TOXIC RELEASE INVENTORY (TRI)

1.	Does the facility have 10 or more full-time employees?
2.	Is the facility classified under SIC codes 20 through 39? NO
	If the response to either 1. or 2. is "NO," no further questions are required.
3.	If both 1. and 2. are YES:
	Did the facility use more than 10,000 lbs. of a chemical during a previous calendar year (starting with 1987). YES VNC
4.	If YES:
	Did the facility file a Section 313 Toxic Chemical Release Inventory Form R for the chemical? YES N

For more EPCRA information, call 1-800-535-0202; or the Region II program offices for EPCRA-Emergency Planning and Community Right To Know at 908-321-6194 or for EPCRA-Toxic Release Inventory at 908-906-6890.

sadaya sedaga ni dakasangangan 2005 mangaba ni sada at sada . i i

# TOXIC SUBSTANCES CONTROL ACT (TSCA)

1	٠.	Α.	Does the facility use electrical equipment that polychlorinated biphenyls (PCBs) (excluding sm and florescent light ballasts)?	t contains all capacit	به
		В.	IF YES:		
ia.			i. How many oil filled electrical transforme facility have?	ers does th	e
			ii. How many PCB Transformers does the facility (transformers which contain PCBs at concentrations) 500 ppm or greater)?		01
2	•	Α.	Does the facility have any high temperature h systems?	ydraulic YES	Ý
		В.	If YES:		
			i. Have PCBs ever been used in these systems?	YES*	_
			ii. What is the current PCB concentration in	these syst	Lei
3		λ.	Does the facility have any oil filled heat to	ransfer sys	ste
		В.	If YES:	YES	V
		•		ne?	4
			i. Have PCBs ever been used in these system	YES*	_
			ii. What is the current PCB concentration i	n these sy	st
MP/4		λ.	OBSERVE PCB Items (transformers, capacitors,	container	<b>'S</b> )
			<ul><li>Are any leaking?</li><li>Do all have a PCB label?</li></ul>	YES*	-
NA		λ.	ASK: Does the facility have a PCB storage f	or dispose	11
Ain Ain	3	В.	If YES, OBSERVE the PCB storage area. Does	it have -	-
			<ul> <li>PCBs stored for disposal in it?</li> <li>a roof and walls to keep out rain?</li> <li>a 6" high impervious containment berm?</li> <li>a PCB label?</li> <li>Is it in the 100-year flood plain?</li> <li>Do all items show the date "removed from service for disposal"?</li> </ul>	YES* YES YES YES YES YES*	9
			rand : [185] 주민에 집에 하시면서 발생하는 사람들이 되었다. [186] [186] [186] [186] [186] [186] [186] [186] [186] [186] [186] [186		

#### TSCA, Continued

6.	ASK: Does the facility manufacture or import into the United States "new commercial chemicals" [i.e., chemicals which were no	t
	previously manufactured in or imported into the United States]?  YES*  N	

[Note: Specific information on such chemicals is protected by TSC as Confidential Business Information, and should not be obtained.

For further TSCA information, call the TSCA Assistance Office in Washington at 202-554-1404 or the Region II TSCA program office at 908-321-6759.

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### SPILL PREVENTION CONTROL AND COUNTERMEASURE (SPCC)

	SPILL PREVENTION, CONTINUE INC.
Ask:	Transacte about those auto many neglet . A
1.	A. Does the facility store oil? $\sqrt{\text{YES}}$
	[Note that oil is not limited to petroleum products; for example vegetable oil is covered.]
	B. If YES, does the storage capacity exceed
	i. 660 gallons in any one above-ground tank? YES ii. 1320 gallons in all above-ground tanks? YES iii. 42,000 gallons in underground tank(s)? YES
2.	If the answer to any part of \$1. B. was YES, does the facility have a Spill Prevention, Control, and Countermeasure (SPCC) I

Did the facility have an oil spill within the last 12 months?

\_YES\*

3.

### WETLANDS

1.	Observe:
	A. Are there any wet areas (i.e., marshes, swamps, bogs) on or adjacent to the site, with or without wetlands-type vegetation such as cattails, rushes, or sedges? YES NO
	[Sketches of several common wetlands plants are attached. Note that there need not be standing water in order for an area to be designated a federal wetland; and some wetlands have shrubs and trees present.]
	B. Are there any waterbodies or waterways on or adjacent to the site? Rosan River
2.	If answer to # 1. A or B was "YES," is there any work (clearing, filling, dredging, ditching, construction on or over the area, etc.) being conducted in these areas, or is there any evidence that such activities have occurred very recently?YESYES
3.	If YES:
	A. When was the work undertaken?
	B. Does the facility have any permits for this work?YES
4.	If YES:
	A. What agency(s) issued such permits? (E.g., U.S. Army Corps of Engineers; State environmental agency.)
	B. For any federal permits, what specific type of permits are they ( <u>i.e.</u> , nationwide, regional, individual)?
	If facility is unable to provide adequate information in responto # 4., *REFER* to program office.

#### Attachment B

# REGION II MEDIA PROGRAM SECTION CHIEFS (and Alternate Contacts)

RCRA: JoeT Golumbek (NJ, Caribbean), 264-2638

John Gorman (NY), 264-2621

AIR (Except Asbestos): Karl Mangels (NY), 264-6684

Jehuda Menczel (NJ, Caribbean), 264-6680

AIR/ASBESTOS: Robert Fitzpatrict, 264-6770

UST: Dit Fai Cheung, 264-6069

TSCA: Dan Kraft, 340-6669

Dave Greenlaw, 340-6817

EPCRA: For Toxic Release Inventory: Dan Kraft, 340-6669

Nora Lopez, 340-6890

For Emergency Planning & Community Right-to-Know:

John Higgins, 340-6194

SPCC: Doug Kodama, 340-6905

Federal Facilities: John Fillipelli, 264-6723

NPDES and Pretreatment: John Kushwara, 264-9878

UIC: Frank Brock, 264-1547

Public Water Supply: Robert Williams, 2164-3409

Wetlands: Daniel Montella, 264-5170

Removal Actions: Richard Salkie, 340-6658

Bruce Sprague, 340-6656 John Witkowski, 340-6991

Radiation: Paul Giardina, 264-4110 Mindy Pensak, 264-4418

Florie Caporuscio, 264-0503

Section Chiefs should contact their appropriate counterpart(s) on t above list concerning potential violations.



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# AGENCY RO II

**REGION II** 

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U.S. EPA

JACOB K. JAVITS FEDERAL BUILDING NEW YORK, NEW YORK 10278-0012

INFO. SERV. SEC.

MAY 0 9 1994

# CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Gordon Rogers Terminal Manager Getty Terminals Corp. 86 Doremus Avenue Newark, New Jersey 07105

Re: Getty Terminals Corp EPA ID No. NJD049850910

Dear Mr. Rogers:

The U.S. Environmental Protection Agency (EPA) is charged with the responsibility for implementing the Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. § 6901 et seq. ("RCRA" or "the Act"). By notification, you informed EPA that you conduct activities at the above-referenced facility involving "hazardous waste" as that term is defined in Section 1004(5) of the Act, 42 U.S.C. § 6904(5). This Notice of Violation is issued pursuant to Section 3008(a) of the Act, 42 U.S.C. § 6928.

Section 3006(b) of the Act, 42 U.S.C. § 6926 provides that the Administrator of EPA may, if certain criteria are met, authorize a State to operate a hazardous waste program in lieu of the Federal program. The State of New Jersey received final authorization to administer its hazardous waste program in lieu of the Federal program on May 29, 1986. Section 3008(a) of the Act, 42 U.S.C. § 6928 authorizes EPA to enforce the provisions of the authorized State program. However, the authorized State program does not include provisions of HSWA, and regulations promulgated thereunder. EPA has the sole authority to implement and enforce regulations promulgated pursuant to HSWA, including the land disposal restrictions (LDR).

On or about March 30, 1994, an inspection was performed at the Getty Terminals Corporation facility ("the facility") located at 86 Doremus Avenue, Newark, New Jersey, by duly authorized representatives of EPA pursuant to Section 3007 of the Act. The inspection revealed that the facility manages hazardous waste as a "designated facility," as this term is defined in New Jersey Administrative Code (N.J.A.C.) 7:26-1.4. The inspection revealed that the facility is in violation of several provisions of N.J.A.C. 7:26.

The violations and deficiencies noted during the inspection are addressed herein. The following paragraphs indicate the deficiencies and the regulatory provisions that have been violated, which are the basis for this Notice of Violation:

- 1. a) N.J.A.C. 7:26-9.4(g) requires facility personnel to take part in an annual review of their initial training required in paragraph 9.4(g)1-3. N.J.A.C. 7:26-9-4(g)3 requires at a minimum, that the training program shall be designed to ensure that facility personnel are able to respond effectively to emergencies by familiarizing them with emergency procedures, emergency equipment, and emergency systems, including, where applicable:
  - Personnel safety equipment;
  - ii. Procedures for using, inspecting, repairing, and replacing facility emergency and monitoring equipment;
  - iii. Key parameters for automatic waste feed cut-off systems;
  - iv. Communications or alarm systems;
  - v. Response to fires or explosions;
  - vi. Response to groundwater contamination incidents; and
  - vii. Shutdown of operations
  - N.J.A.C. 7:26-9.4(g) also requires in paragraph 6 that the owner or operator shall maintain certain documents at the

#### facility including the following:

- i. The job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job;
- ii. A written job description for each person listed under the previous paragraph. This shall be current at all times.
- iii. A written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under subparagraph 9.4(g)i.
- N.J.A.C. 7:26-9.4(g) further requires that the facility conduct semi-annual drills involving all employees and local authorities to test emergency response capabilities in accordance with the contingency plan and emergency procedures development pursuant to N.J.A.C. 7:26-9.7.
- b) At the time of the inspection there were no records of annual reviews of training, or job descriptions for each position relating to hazardous waste. There was also no indication that semi-annual drills had been conducted.
- c) Getty's failure to provide an annual review of training to maintain personnel records, including job descriptions and training history, and to conduct semi-annual drills, constitutes a violation of N.J.A.C. 7:26-9.4(g).
- 2. a) N.J.A.C. 7:26-9.7(d) requires that the facility's spill prevention, control, and countermeasures (SPCC) plan or discharge prevention, containment and countermeasures (DPCC) plan be amended to incorporate hazardous waste management provisions sufficient to comply with the hazardous waste contingency plan emergency procedures requirements of N.J.A.C. 7:26-9.7. These requirements include
  - i. a description of arrangements made with local police and fire departments, hospitals, contractors, and State and local emergency teams to coordinate emergency services
  - ii. a up-to-date list of names, address and phone numbers of all persons qualified to act as emergency coordinator

iii. a list of all emergency equipment at the facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems, including the location and physical description of each item on the list and a brief outline of its capabilities

iv. an evacuation procedure for facility personnel including alternative evacuation routes where the primary routes could be blocked by the releases of hazardous wastes or fires

- b) The existing SPCC plan and draft DPCC plan have not been amended to incorporate hazardous waste management provisions.
- c) Getty's failure to amend its SPCC or DPCC plans to incorporate hazardous management requirements constitutes a violation of N.J.A.C. 7:26-9.7
- 3. a) 40 C.F.R. § 268.7(a)(7), one of the provisions of the LDR, requires the following:

A generator must retain on-site a copy of all notices, certifications, demonstrations, waste analysis data, and other documentation produced pursuant to this section for at least five years from the date that the waste that is the subject of such documentation was sent to on-site or off-site treatment, storage or disposal. The five year record retention period is automatically extended during the course of any unresolved enforcement action regarding the regulated activity or as requested by the Administrator.

- b) At the time of the inspection there were no LDR notifications for manifests listed in Attachment 1.
- c) Getty's failure to retain copies of the LDR notifications constitutes a violation of 40 C.F.R. § 268.7(a)(7).

Should the violations cited above be discovered at the facility in the future, it is likely that enforcement action will be initiated under the provisions of Section 3008 of RCRA, 42 U.S.C. § 6928. Furthermore, please be advised that this Notice of Violation in no way precludes future enforcement actions for any other violations discovered as a result of this or any other inspections.

Please confirm in writing, within thirty (30) days of your receipt of this Notice of Violation, that the above-referenced violations have been corrected and include supporting documentation as appropriate.

In addition to the above, please provide the analysis of test results of the waste contained in the three unlabeled drums of waste that were in the hazardous waste storage area at the time of the inspection. Also indicate how the waste was disposed, and provide manifests, if appropriate. Correspondence should be addressed to me at the address indicated above.

Should you have any questions regarding this Notice of Violation or should you wish to discuss this matter further, please contact Dr. Celia Orgel, of my staff, at (212) 264-9590.

Sincerely

George C. Meyer, P. E., Chief

Hazardous Waste Compliance Branch

#### Enclosures

CC: James Hamilton, Assistant Director Office of Enforcement Policy New Jersey Department of Environmental Protection and Energy

bcc: Carolyn Carr, HQ-RATTS, OS-520 Woseph Clore, 20PM-ISB Celia Orgel, 2AWM-HWCB

#### Attachment 1

List of Manifests missing LDR notifications for Getty Terminals Corporation

NJA1540995	1/15/93
NJA1771389	9/24/93
NYB4507308	1/15/92
CTF0149783	10/1/92
CTF0149782	10/1/92
CTF0171511	1/27/92
CTF0122558	5/20/92



REGIONAL HEARING CLERK
REGION II

OCT 19 12 23 PM 84

ENVIRONMENT PROTECTION
NEW YORK, N.Y. 10007

October 16, 1984

Mr. Chris Sebastian Permits Administration Room 432 U.S.E.P.A. - Region II 26 Federal Plaza New York, NY 10278

Re: EPA Hazardous Waste Generator Permit-#NJD049850910

Dear Mr. Sebastian:

Power Test Corp. ("PTC") is purchasing from Texaco, Inc. the assets of Getty Oil Corp.'s Northeastern Regional Marketing Division. This Purchase will include significant assets in your jurisdiction to include the terminal in Newark.

The current target date for the closing is November 15, 1984. Therefore, we are seeking to have all of the permits in Getty's name transferred to our name, effective at the closing. Could you please send me all of the applications necessary to transfer these permits to PTC?

If they cannot be transferred, please send me all of the applications necessary for PTC to obtain new permits.

Finally, could you please check your records to make sure this list is complete. If you need further information please call me at 516-576-9500 ext. 386.

Thank you for your prompt response.

Very truly yours, POWER TEST CORP.

RICHARD S. LEE

Associate General Counsel



86 Doremus Avenue, Newark, New Jersey 07105

NJD OH98509/01

April 16, 1982

United States Environmental Protection Agency Region II Permits Administration Branch Room 432 26 Federal Plaza New York City, New York 10278

RE: EPA ID # NJD 049850910

Dear Sir,

Getty Refining and Marketing Company's Newark, New Jersey Terminal is identified as a "generator" under the above EPA ID Number.

Please add the additional category of "transporter" to the ID Number. The category of "generator" is not to be deleted.

Sincerely,

K. P. McCartney
Operations Supervisor

Lowin P. Mc Cartney

KPM:cpg



CONTINUE ON REVERSE

NOTIFICATION OF HAZARDOUS WASTE ACTIVITY	INSTRUCTIONS: If you received a preprinted
INSTALLA- TION'S EPA	label, affix it in the space at left. If any of the information on the label is incorrect, draw a line
I.D. NO. HJJU49850910  I. NAME OF IN- I. STALLATION	through it and supply the correct information in the appropriate section below. If the label is complete and correct, leave Items I, II, and III
INSTALLA.	below blank. If you did not receive a preprinted label, complete all items, "Installation" means a
II. TION SS DOREMUS AVE NEWARK, NJ 07105	single site where hazardous waste is generated, treated, stored and/or disposed of, or a trans-
	porter's principal place of business. Please refer to the INSTRUCTIONS FOR FILING NOTIFICATION before completing this form. The
LOCATION 86 DOREMUS AVE NEWARK, MJ 07105	information requested herein is required by law (Section 3010 of the Resource Conservation and
	Recovery Act).
FOR OFFICIAL USE ONLY COMMENTS	
C	
INSTALLATION'S EPA I.D. NUMBER APPROVED DATE RECEIVED (yr., mo., & day)	55
FU 10 4 18 3 0 7 / 10 3 1 1 10 0 0 1 10 12 12 12 13 14 15 15 15 17	
I. NAME OF INSTALLATION	AND ADDRESS OF THE REAL PROPERTY.
GETTY REFINING AND MARKETING C  II. INSTALLATION MAILING ADDRESS	OMPANY 67
STREET OR P.O. BOX	418.0
15 16	是基礎機構是多層機構造物
	CODE
15 16 40 41 42 47	- 51
III. LOCATION OF INSTALLATION  STREET OR ROUTE NUMBER	
5 15 16	at the state of th
	45 CODE
15 16 40 41 42 47	- 51
IV. INSTALLATION CONTACT  NAME AND TITLE (last, first, & job title)	是是由。从是否是实践的社会是
2 R T MATTHEWS SUPERINTENDENT	PHONE NO. (area code & no.)  2 0 1 - 3 4 4 - 7 8 6 0
V. OWNERSHIP	45 46 - 48 49 - 51 52 - 55
A. NAME OF INSTALLATION'S LEGAL OWNER	
8 G E T T Y R E F I N I N G A N D M A R K E T I N G  15 16 (enter the appropriate letter into box) VI. TYPE OF HAZARDOUS WASTE ACTIVITY (en	COMPANY
X A. GENERATION B. T	RANSPORTATION (complete item VII)
F = FEDERAL M 57  M = NON-FEDERAL C. TREAT/STORE/DISPOSE D. U	INDERGROUND INJECTION
VII. MODE OF TRANSPORTATION (transporters only - enter "X" in the appropriate by	ox(es))
A. AIR B. RAIL C. HIGHWAY D. WATER 52 65 65	(specify):
VIII. FIRST OR SUBSEQUENT NOTIFICATION  Mark "X" in the appropriate box to indicate whether this is your installation's first notification of haza	rdous waste activity or a subsequent notification.
If this is not your first notification, enter your Installation's EPA I.D. Number in the space provided be	C. INSTALLATION'S EPA I.D. NO.
A. FIRST NOTIFICATION B. SUBSEQUENT NOTIFICATION (complete item	
IX. DESCRIPTION OF HAZARDOUS WASTES	
Please go to the reverse of this form and provide the requested information.  EPA Form 8700-12 (6-80)	CONTINUE ON REVERSE

DESCRIPTION OF H			The second secon		
HAZARDOUS WASTES F waste from non—specific s	FROM NON—SPECIFIC Sources your installation	SOURCES. Enter the	four-digit number from	n 40 CFR Part 261.31 fo	or each listed hazardou
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EPA Form 8700-12 (6-80) REVERSE

ap



Getty Refining and Marketing Company | P.O. Box 1650, Tulsa, Oklahoma 74102 • (918) 560-6000

August 13, 1980

Environmental Protection Agency Region II Information Service Center 26 Federal Plaza New York, NY 10007

Subject: NOTIFICATION OF HAZARDOUS WASTE ACTIVITY

Gentlemen:

Attached is notification form for Getty Refining and Marketing Company's Newark, NJ terminal.

A. A. Taranto

Q. a. Jaranto

Environmental Coordinator

AAT/ss Attachment

cc: A. R. Chandlee

D. J. Gumbley



September 14, 1984

will proper trainet

Mr. Chris Sebastian Fermits Administration Room 432 U.S.E.F.A. - Region II 26 Federal Plaza New York, NY 10278

Re: EPA Hazardous Waste Generator Permit-EPA ID#NYD057022857 L.I.C.-EPA ID#NYD089802995

Dear Mr. Chris Sebastian:

Power Test Corp. ("PTC") is purchasing from Texaco, Inc. the assets of Getty Oil Corp.'s Northeastern Regional Marketing Division. This purchase will include significant assets in your jurisdiction to include the terminal in Rensselaer and Long Island City.

The current target date for the closing is September 30, 1984. Therefore, we are seeking to have all of the permits in Getty's name transferred to our name, effective at the closing. Could you please send me all of the applications necessary to transfer these permits to PTC?

If they cannot be transferred, please send me all of the applications necessary for PTC to obtain new permits.

Finally, could you please check your records to make sure this list is complete. If you need further information please call me at 516-576-9500 ext. 210.

Thank you for your prompt response.

Very truly yours,

RICHARD S. LEE

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# TRANSMITTAL FORM FOR UPDATING THE NATIONAL FINDS DATABASE

This form has been prepared to ensure that changes/additions/deletions made to one database will be accurately reflected in the National FINDS database. Please indicate using the coding conventions below.

12/1/84

	SYSTEM: RCRA STATE STATE STATE STATE	HWCTDB SUPERFUND
	TSCA CDS SIP	FATES DOCKET
	ID NUMBER: NUD649850910 DUNS	NUMBER: SOURCE FILE ID #:
	ENTER INTO THE NATIONAL FINDS DATABASE	A5:
	'A' - New Facility to be added to the F	INDS database
	'D' - Deletion of an existing facility	
	'C' - Change in facility level informat	cion C
	- Complete all core info. AND CIRCL	
	CORE ELEMENT INFORMATION: MUST BE COMPL	The state of the s
	Power Test Corp.	
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	ALIAS INFORMATION: COMPLETE ONLY IF THI	S APPLIES TO YOU
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	ALIAS NAME: Gette Refining + Mkg	
	OTHER IDENTIFYING NUMBER:	
		*
	CINE DECEM INDICATOR, DIACE THE LEGE	
	FINDS PROGRAM INDICATOR: PLACE THE APPR NEXT TO THE SYSTEM YOU WANT TURNED ON.	
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	STATE: S, blank, S	CDS: P, blank, S
	NPDES: M, N, blank, S	SIP: M, I, blank, S
	HNCTDB: T, blank, \$	FATES: F, T, B, I, blank, S
		DOCKET: M, blank, S
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#### ACKNOWLEDGEMENT OF NOTIFICATION OF HAZARDOUS WASTE ACTIVITY (VERIFICATION)

This is to acknowledge that you have filed a Notification of Hazardous Waste Activity for the installation located at the address shown in the box below to comply with Section 3010 of the Resource Conservation and Recovery Act (RCRA). Your EPA Identification Number for that installation appears in the box below. The EPA Identification Number must be included on all shipping manifests for transporting hazardous wastes; on all Annual Reports that generators of hazardous waste, and owners and operators of hazardous waste treatment, storage and disposal facilities must file with EPA; on all applications for a Federal Hazardous Waste Permit; and other hazardous waste management reports and documents required under Subtitle C of RCRA.

EPA I.D. NUMBER		WJD049850910		200
	1	GETTY REFINING AND	BYBKELING	COMPANY
		SE DORENUS AVE	WJ	07105
INSTALLATION ADDRESS		REMERK SC DORERRS FAR	нэ	07105

EPA Form 8700-12B (4-80)

10/09/80